



PATENT Customer No. 22,852 Attorney Docket No. **03180.0327**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Kazuya FUKUHARA et al.) Group Art Unit: 1756
Serial No.: 10/615,228) Examiner: Christopher G. Young
Filed: July 9, 2003)) Confirmation No.: 8398)
For: INSPECTION METHOD	

Mail Stop Petition

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Applicants received a Notice of Abandonment, mailed May 5, 2006, indicating that the above-referenced application was abandoned for failure to timely file a proper reply to the Office Action mailed April 12, 2005 ("Office Action"). Applicants submit that this Notice of Abandonment is in error, for at least the reason presented below.

In the Office Action, the Examiner asserted that claims 1-26 were subject to a restriction requirement, alleging that claims 1-10, and 11-26 were directed to distinct and separate inventions, requiring restriction to a single invention under 35 U.S.C. § 121. See Office Action, page 2. Applicants timely submitted a Response to Restriction Requirement ("Response") on May 12, 2005, electing a single group of claims, specifically claims 1-10. Applicants attach a copy of the as-filed Response,

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together with a copy of the postcard receipt from the U.S. Patent and Trademark Office,

date-stamped May 12, 2005, acknowledging receipt of the Response.

Applicants respectfully submit that the postcard receipt, date-stamped May 12,

2005, provides sufficient evidence that the Response was timely filed. Accordingly,

Applicants request that the Notice of Abandonment be withdrawn, and that this case be

allowed to go forward.

Because the Notice of Abandonment was issued in error, Applicants are not

enclosing a petition fee. However, if the Office determines that any fee is required for

this matter, please charge the required fee to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, L.L.P.

Dated: June 2, 2006

Darrell D. Kinder, Jr.

Reg. No. 57,460